

**GOVERNMENT OF THE U.S. VIRGIN ISLANDS
PUBLIC SERVICES COMMISSION**

In re Virgin Islands Waste)	
Management Authority's)	Docket 608
Petition for Approval Of Qualifying)	Order No. <u>29</u>/2012
Facility Status at the Bovoni Landfill)	
)	

FINDINGS OF FACT AND ORDER

WHEREAS, the Commission received an application for certification as a Qualifying Facility pursuant to the Small Power Production and Cogeneration Act (Title 30, Chapter 2) for a project at the Bovoni Landfill from the Virgin Islands Waste Management Authority ("VIWMA" or "Authority") on May 3, 2012; and

WHEREAS, the VIWMA proposes to develop and construct a 714 kW (net) landfill gas-to-energy project at the Bovoni landfill on St. Thomas for the purposes of supplying renewable energy to WAPA, and consuming the gas collected from the Bovoni Landfill; and

WHEREAS, VIWMA anticipates that 150 kW will be utilized by its facility and it anticipates that the remainder, approximately 564 kW (net), will be sold to the Water and Power Authority ("WAPA") under a power purchase agreement based upon avoided cost pricing; and

WHEREAS, in its application VIWMA addressed all of the general requirements contained in the Commission's Rules and Regulations Governing Small Power Production and Cogeneration promulgated under the statutory authority of 30 VIC §49; and

Whereas, on June 26, 2012, the Commission received a report and recommendations from its technical consultants; and

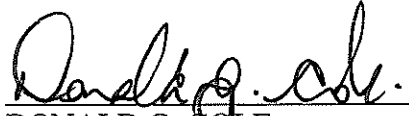
WHEREAS, at its meeting on June 29, 2012, the Commission heard from witnesses;

Now therefore, the Commission finds and orders:

1. The VIWMA's application for certification of its proposed Bovoni Landfill Gas Facility meets the requirements of Virgin Islands Code and the Commission's implementing regulations; and
2. The Commission approves qualifying facility status for the Bovoni Landfill Gas Facility as described in the Application.

So Ordered.

Dated: 7/19/12


DONALD G. COLE
Chair